

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF OREGON

ANNETTE R. PIKE,

Civil No. 06-898-AS

Plaintiff,

v.

ORDER

MICHAEL J. ASTRUE,

Defendant.

MARSH, Judge.

Magistrate Judge Donald C. Ashmanskas filed his Findings and Recommendation on August 10, 2007. The matter is now before me. See 28 U.S.C. § 636(b)(1)(B) and Fed. R. Civ P. 72(b). No objections have been timely filed. This relieves me of my obligation to give the factual findings de novo review. See §636(b)(1)(C); Simpson v. Lear Astronics Corp., 77 F.3d 1170, 1174-5 (9th Cir. 1996). Having reviewed the legal principles de novo, I find no error.

Accordingly, I ADOPT Magistrate Judge Ashmanskas' Findings and Recommendation #33. The Commissioner's decision is AFFIRMED; this action is DISMISSED.

IT IS SO ORDERED.

DATED this 10 day of September, 2007.

/s/ Malcolm F. Marsh
Malcolm F. Marsh
United States District Judge